

FILED

## UNITED STATES DISTRICT COURT

for the Tennessee  
Middle District of  
civil Division

2021 DEC 20 PM 1:56  
 U.S. DISTRICT COURT  
 MIDDLE DISTRICT OF TN

Francis Keister

Case No.

03-21 0937

(to be filled in by the Clerk's Office)

## Plaintiff(s)

(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

Metrol Nashville -v- police department  
 Metrol Sheriff department  
 Officer person Metrol Nashville  
 police department

## Defendant(s)

(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names. Do not include addresses here.)

Jury Trial: (check one) ☒ Yes ☐ No

COMPLAINT FOR VIOLATION OF CIVIL RIGHTS  
 (Non-Prisoner Complaint)

## NOTICE

Federal Rules of Civil Procedure 5.2 addresses the privacy and security concerns resulting from public access to electronic court files. Under this rule, papers filed with the court should *not* contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include *only*: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number.

Except as noted in this form, plaintiff need not send exhibits, affidavits, grievance or witness statements, or any other materials to the Clerk's Office with this complaint.

In order for your complaint to be filed, it must be accompanied by the filing fee or an application to proceed in forma pauperis.

**I. The Parties to This Complaint****A. The Plaintiff(s)**

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name Metron Francis Keister  
 Address P.O. Box 17142  
Nashville TN 37217  
City State Zip Code  
 County Davidson County  
 Telephone Number 202 717 4588  
 E-Mail Address FrancisKeister@202.com

**B. The Defendant(s)**

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. For an individual defendant, include the person's job or title (if known) and check whether you are bringing this complaint against them in their individual capacity or official capacity, or both. Attach additional pages if needed.

**Defendant No. 1**

Name Metron Nashville Police Department  
 Job or Title (if known)  
 Address 600 Murfreesboro Pike  
Nashville TN 37210  
City State Zip Code  
 County Davidson County  
 Telephone Number 615-862-7400  
 E-Mail Address (if known)

☐ Individual capacity ☒ Official capacity

**Defendant No. 2**

Name Metron Davidson County Sheriff  
 Job or Title (if known) Department  
 Address Nashville TN 37201  
City State Zip Code  
 County Davidson County  
 Telephone Number 615-862-8170  
 E-Mail Address (if known)

☐ Individual capacity ☒ Official capacity

## Defendant No. 3

Name

Job or Title (if known)

Address

County

Telephone Number

E-Mail Address (if known)

Officer Person

Metro Nashville Police Officer

5101 Harding Place

Nashville TN 37211

City

State

Zip Code

Davidson County County

615-862-7744

☒ Individual capacity ☒ Official capacity

## Defendant No. 4

Name

Job or Title (if known)

Address

County

Telephone Number

E-Mail Address (if known)

General Sessions Court For

Davidson County Nashville, TN

408 2nd Avenue North

Nashville TN 37219

City

State

Zip Code

Davidson County

615-862-5222

☐ Individual capacity ☒ Official capacity

## II. Basis for Jurisdiction

Under 42 U.S.C. § 1983, you may sue state or local officials for the "deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws]." Under *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971), you may sue federal officials for the violation of certain constitutional rights.

A. Are you bringing suit against (check all that apply):

☐ Federal officials (a *Bivens* claim)☒ State or local officials (a § 1983 claim)

B. Section 1983 allows claims alleging the "deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws]." 42 U.S.C. § 1983. If you are suing under section 1983, what federal constitutional or statutory right(s) do you claim is/are being violated by state or local officials?

42 U.S.C. 1981 Of the equal protection clause  
 of the fourteen amendments of the U.S. constitution,  
 and 42 U.S.C. 1983, 42 U.S.C. 1968 and U.S.C. 18-242  
 TN code 29-11-107 - TN code 28-3-104 TN code 28

C. Plaintiffs suing under *Bivens* may only recover for the violation of certain constitutional rights. If you are suing under *Bivens*, what constitutional right(s) do you claim is/are being violated by federal officials?



IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF TENNESSEE  
(5) Emanuel OO Individual capacity  
4112 Philham Parkway Antioch, TN 37013  
Davidson County

(6) metro Nashville Memorel Library system  
5260 Hickory Hollow parkway  
Antioch, TN 37013 Official capacity  
Davidson County.

- D. Section 1983 allows defendants to be found liable only when they have acted "under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia." 42 U.S.C. § 1983. If you are suing under section 1983, explain how each defendant acted under color of state or local law. If you are suing under *Bivens*, explain how each defendant acted under color of federal law. Attach additional pages if needed.

Each defendant acted in violation of plaintiff's civil rights under both 42 U.S.C. 1981 and 42 U.S.C. 1983 with other state laws including equal conspiracy, malicious prosecution and violation of plaintiff's state law of equal protection under the law.

### III. Statement of Claim

State as briefly as possible the facts of your case. Describe how each defendant was personally involved in the alleged wrongful action, along with the dates and locations of all relevant events. You may wish to include further details such as the names of other persons involved in the events giving rise to your claims. Do not cite any cases or statutes. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

- A. Where did the events giving rise to your claim(s) occur?

4112 Philbrick Parkway Antioch, Tennessee  
Estorville et Antioch, Tennessee

- B. What date and approximate time did the events giving rise to your claim(s) occur?

10/19/2021  
10/23/2021

- C. What are the facts underlying your claim(s)? (For example: What happened to you? Who did what? Was anyone else involved? Who else saw what happened?)

On the 19th of October of 2021 I was impacted from a resident at 4112 Philbrick Parkway in Antioch, by the Davidson County Sheriff Department in violation of my civil rights. The action was in violation of the fourteen amendments of the equal protection under the law. On the 23 of October of 2021 my vehicle was towed by a Metro Nashville police officer in violation of my civil rights and the fourteen amendments of the equal protection under the law.



IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE  
DISTRICT OF TENNESSEE

(11) STATEMENT OF CLAIM 1

On the 19th of October of 2021 upon my return back from a job application I met all of my beliefs on the cake side of an action taken by the Landlord Mr. CO somewhere in July at the General sessions Court for Davidson County Nashville, TN. Somewhere in July about two different occasions upon my return from my Armed security license training I met him on a Green street with the Davidson County Sheriff's Office division. After no response from me there stickers keep coming on to the months of August sometime in August a notice of eviction was posted on the main entrance to the home naming me the tenant Francis Foster of been evicted from the house and the Sheriff's comes for the actual eviction. Since I wasn't served with any summons or a complaint naming me in a civil case I did not respond to the notice on the door. On the 19th of October of 2021 three Davidson County Sheriff's officers came to the house while I was not at home and broke into my van with the Landlord and took all my things outside to the cake side on the street and the lock on the door to the house left changed. This action by the Landlord, the Sheriff's and the General sessions Courts violated by state laws of due process, with others Federal civil rights of 42 U.S.C. 1983, 42 U.S.C. 1981 and other state laws including civil conspiracy, malicious prosecution, determination of character.

(c) The underlying facts are that the action was in violation of my constitution rights been evicted by from the house came me from the past and suffering which was of direct cause by the three defendants the Landlord, the Sheriff's and General sessions Courts. I was not served with a summons neither was a complaint been properly served on me, so the eviction itself was effected by all means, in violation of my civil rights, my the fourteen amendment of the equal protection due process to the U.S. Constitution.



## (II) STATEMENT OF CLAIM 2

On The 23rd of October of 2021, An Officer by the name of person arrived at Estorbanble Ct in Antioch a street just on the left of Philanth Parkway in Antioch, upon his arrival officer person knocked at the door of my car, which i did respond by opening the car, i couldnt turn the meter because the battery to the car was out officer person asked me what was i doing in the car, reply that i used to live in 4112 Philanth Parkway less than two blocks to the location where my vehicle was. Officer person returns to his patrol car, in a short time he came back to me with two options either leave the location with my car or he will call a tow truck to get the car from that location, this is after i told him that the battery to the car was down the car would start so there was no way i could have move the car and in fact the car was properly parked with out blocking any residents entrance, or mailbox. The car was parked on the st public side of the road where i have been staying since i had started on the 19th of October of 2021 to the night the above violation took place by officer person. After some reasoning with officer person denying him that he is in violation of my rights because i haven't violated any parking law that could warrant my car being towed, and that i felt that this is a direct retaliation for my reporting of pending case against another officer, the police department, the sheriffs department, and officers from the Sheriff's department. Officer person went ahead a call a tow truck to tow my car was towed and a 200 dollars tickets been sent to me. Officer person violated my civil rights and my constitutional rights to the Fourteenth amendment to due process under the law. I did not commit any violation for which my car was towed by officer person, with the tickets already was justifiable.

# CLAIM OF STATEMENT 3

Defendant No. 6 Metro Nashville Davidson County Library System  
I have been a longtime member of the Metro Library System with a membership card/Library card. I have driven me the miles to check out materials from the Library System across Davidson County, Tenn. - Antioch the South East Library branch is the closest to me. I have been using this branch for the past two and half years. Until sometime in October of 2011 I was asked to get off the Library premises by security guards on the instruction of management as I was able to understand later on. And this happened immediately after someone came along to the County Law Department - and when that case involved me as Plaintiff the instruction by the management of the Library to the security guards to stop me from using the Library premises was - Violation of civil rights in some states and other states relation to states County and City agencies, and officers that receive federal funding from discriminatory activities and someone has on racial, national origin, or other protected activities under federal law. Once the Library retaliated against me, and deprived me from the Library retaliated because I was in an active civil action against the County Police Department, the Sheriff's department and individual officials within which was a violation of federal law.



#### STATEMENT OF CLAIM 4

Defendants Metro Nashville Police Department, and Metro Nashville Davidson County Judicial County Sheriff Department and Metro Davidson County Library System, with General sessions Court all acted in violation of my civil and constitutional rights. The aftermath of both officers persons actions and that of the three sheriff officials that went to my house for the auction on October 19 and shows that both department were not coming stand or accept responsibility for the actions of their officers. For example, after the October 19 auction, I reached out to the sheriff's department for the names of the three officials involved in the auction. The department did not provide with that information, just like in the other ongoing case. They did everything to stand behind the actions of the officers in the to the point of trying to cover up for them. That is why I am putting on a paper defendant in this court for this failure to properly train, and let the officials follow departmental protocols at all time when interacting with the public.

Plaintiff further request that the three officials that went to the house on October 19 for the auction to be considered witnesses in this complaint even though Plaintiff did not name them as parties but for future discovery, and deposition purposes Plaintiff is raising this concern now so that the court may provide an order for the disclosure of this officials during the course of this litigation.

#### IV. Injuries

If you sustained injuries related to the events alleged above, describe your injuries and state what medical treatment, if any, you required and did or did not receive.

Yes I sustained both emotional injuries, physical injuries, and other form of injuries including mental, pain and suffering due to Plaintiff's defendants actions. I visited the ER twice within the past two months due to an ongoing medical condition related to defendants actions. My first ER visit was sometime in October due to cold and I was asked to go to the hospital sooner before and in November due to swollen feet and Southern Hills Medical Center

#### V. Relief

State briefly what you want the court to do for you. Make no legal arguments. Do not cite any cases or statutes. If requesting money damages, include the amounts of any actual damages and/or punitive damages claimed for the acts alleged. Explain the basis for these claims.

I am requesting the amount of four hundred and fifty five million dollars for actual, and punitive damages from defendants 1-2-3-4 and 6, and other damages for pain and suffering, medical bills, future medical bills, and other appropriate relief due to injury by the court. I also ask the court to vacate judgment entered against me by the General Sessions Court and an award of 3 million dollars for punitive and actual damages from defendant 5 and including pain and suffering intention infliction of pain and suffering



4) PLAINTIFF MAKES THE FOLLOWING DEMAND FOR  
RELIEF  
Four Hundred and Sixty thousand dollars from defendants  
Metro Nashville Police Department, Metro Nashville  
Sheriff Department, Metro General Sessions Court for  
Davidson County, Tennessee, Metro Library  
System Officer Person in the Official Capacity  
Officer Person is made in this demand for  
relief in his Official and individual capacity.  
Plaintiff also demand that the court award other  
damages as deem necessary and just to plaintiff  
any of those asked for which include, punitive  
damages, actual damages, pain and suffering, intent  
infliction of emotional distress, medical bills, future  
medical bills lost of income from the time of the  
illegal action of defendants till the end of this  
proceeding. Plaintiff also demands that this court  
vacates the General Sessions Judgment award  
to Plaintiff from Lonsford M. Echols, who is  
also a defendant in this ongoing proceedings.

Relief from Defendant (5) Echols, M. Plaintiff  
Demands the sum of three millions, from defendant  
number 5 for his part in the conspiracy acts  
against Plaintiff for the following punitive  
damages, actual damages, pain and suffering,  
intentional infliction of emotional distress, medical bills  
future medical bill lost wages, from the time of the  
illegal action till this time and till the end of this  
action. Plaintiff further request that the Judgment  
awarded to him by the General Session court to  
be vacated.

The actions of the landlord, the Sheriff's general sessions  
courts and office person caused the tremendous pain  
and suffering from the 14th of October 2021 to the present  
moment this complaint has been filed. After being evicted, I became  
homeless my car was my place of rest during the night,  
after it got towed on the 23rd of 2021 this put me back for  
me when I was left on the street between Andrews  
road, and Smith Spring Road, be at the station, next Carter,  
grocery stores and restaurants had to keep warm, and keep  
going. The action of the three defendants caused me  
many other physical, emotional, and mental pain and  
suffering. For example from the 23rd of October 2021 the night  
my car was towed I have been homeless, sleeping on the  
street in the open been exposed to extreme cold weather  
which has led me to two ER visits within the past  
two months. Not only been exposed to cold weather I have also  
been exposed to other hazardous conditions like been at  
gas stations, and places with cigarettes, I have been eating  
cereals since then, I have to walk miles every time I go  
to go to the laundry mat to do laundry because my clothes  
can't get wet due to been outdoors when I have no place  
to stay when it rains I also have to eat from gas stations  
on the sides of the road, on the steps of business premises  
this is all due to defendants actions - including evicting  
me, and secretly towing my car for no reason, in  
violation of my civil rights. This action has caused  
me a lot of pain and suffering. I went to the Hospital for  
swelling feet on both of my feet due to the prolonged  
defendants actions to the cold weather. Injury is due to



## VI. Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

### A. For Parties Without an Attorney

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: \_\_\_\_\_

12/20/2021

Signature of Plaintiff



Printed Name of Plaintiff

FRANCIS KEISTER

### B. For Attorneys

Date of signing: \_\_\_\_\_

Signature of Attorney

Printed Name of Attorney

Bar Number

Name of Law Firm

Address

City

State

Zip Code

Telephone Number

E-mail Address